

may be required, or credit any overpayment to Deposit Account No. 06-1300 (Our Order No. A-64558-1/RFT/RMS/RMK).

An Appendix of Pending Claims is attached for the Examiner's convenience.

Please amend the above-identified application as follows:

In the Claims:

Please cancel Claims 1-18 without prejudice or disclaimer.

1  
~~19. (Twice Amended) An apparatus for the detection of target nucleic acids in a test sample, comprising:~~

- ~~a) a test chamber comprising a first and a second [measuring] electrode, wherein said first [measuring] electrode comprises a single stranded nucleic acid covalently attached to said electrode via a spacer, wherein said electrode further comprises a passivation agent monolayer [conductive oligomer, wherein said conductive oligomer is also covalently attached to a single stranded nucleic acid]; and~~
- ~~b) an AC/DC voltage source electrically connected to said test chamber.~~

2  
20. (Twice Amended) An apparatus for the detection of target nucleic acids in a test sample, comprising:

- a) a test chamber comprising a first and a second [measuring] electrode, wherein said first [measuring] electrode comprises a covalently attached single stranded nucleic acid, wherein said electrode further comprises a passivation agent monolayer and wherein said nucleic acid further comprises a covalently attached second electron transfer moiety; and
- b) an AC/DC voltage source electrically connected to said test chamber.

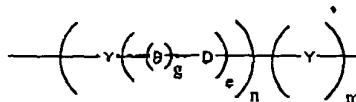
-?  
jll

C

C2

5/23. (Twice Amended) An apparatus according to claim ~~20~~<sup>2</sup>, wherein said single stranded nucleic acid[s are] is covalently attached to said first [measuring] electrode via a spacer.

9/25. (Twice Amended) An apparatus according to claim ~~19~~<sup>1</sup>, ~~23~~<sup>5</sup> [24] or ~~27~~<sup>7</sup> [28], wherein said spacer is a conductive oligomer [has] having the formula:



wherein

Y is an aromatic group;

n is an integer from 1 to 50;

g is either 1 or zero;

e is an integer from zero to 10; and

m is zero or 1;

wherein when g is 1, B-D comprises two atoms forming a bond able to conjugate with neighboring bonds; and

wherein when g is zero, e is 1 and D is selected from the group consisting of carbonyl and a heteroatom moiety, wherein the heteroatom is selected from oxygen, sulfur, nitrogen and phosphorus.

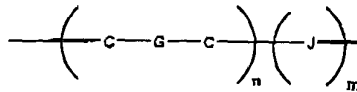
3/26. (Amended) An apparatus for the detection of target nucleic acids in a test sample, comprising:

- a) a test chamber comprising a first and a second [measuring] electrode, wherein said first [measuring] electrode comprises a covalently attached first single stranded nucleic acid and a passivation agent monolayer;

- b) a second nucleic acid [comprising a] covalently attached to an electron transfer moiety; and
- c) an AC/DC voltage source electrically connected to said test chamber.

<sup>4</sup> ~~27~~. (Amended) An apparatus according to claim ~~26~~<sup>3</sup> wherein said single stranded nucleic acid[s are] is covalently attached to said electrode via a spacer.

<sup>12</sup> ~~30~~. (Amended) An apparatus according to claim ~~19~~<sup>1</sup>, ~~23~~<sup>5</sup> [24] or ~~27~~<sup>7</sup> [28], wherein said spacer is a conductive oligomer having [has] the formula:



wherein

C are carbon atoms;

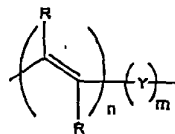
n is an integer from 1 to 50;

m is 0 or 1;

J is a heteroatom selected from the group consisting of nitrogen, silicon, phosphorus, sulfur, carbonyl and sulfoxide; and

G is a bond selected from single, double and triple bonds.

<sup>13</sup> ~~31~~. (Amended) An apparatus according to claim ~~19~~<sup>1</sup>, ~~23~~<sup>5</sup> [24] or ~~27~~<sup>7</sup> [28], wherein said spacer is a conductive oligomer having [has] the formula:



wherein

n is an integer from 1 to 50;

m is either zero or 1;

Y is an aromatic group; and

R is a substitution group.

Please cancel claim 32 without prejudice or disclaimer.

<sup>14</sup> ~~33.~~ (Amended) An apparatus according to claim ~~19, 20 or 26~~<sup>1 2 3</sup> [32] wherein said passivation agent monolayer comprises conductive oligomers.

C4

<sup>15</sup> ~~34.~~ (Amended) An apparatus according to claim ~~19, 20 or 26~~<sup>1 2 3</sup> [32] wherein said passivation agent monolayer comprises insulators.

Please add the following new claims:

~~<sup>16</sup> 35. An apparatus for the detection of target nucleic acids in a test sample, comprising:  
a) a test chamber comprising an array of electrodes, each electrode comprising a covalently attached single stranded nucleic acid and a passivation agent monolayer; and  
b) an AC/DC voltage source electrically connected to said test chamber.~~

~~<sup>17</sup> 36. An apparatus according to claim ~~35~~<sup>16</sup> wherein at least one of said single stranded nucleic acids is attached to said electrode via a spacer.~~

~~<sup>18</sup> 37. An apparatus according to claim ~~36~~<sup>17</sup> wherein said spacer is an insulator.~~

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